

EDUCATION DEPARTMENT[281]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 256.7(5), the State Board of Education hereby proposes to amend Chapter 36, “Extracurricular Interscholastic Competition,” Iowa Administrative Code.

The proposed amendment is the result of a recent proposal made by Department staff after meeting with management of the Iowa High School Athletic Association (IHSAA) and the Iowa Girls High School Athletic Union (IGHSAU). It was determined that the rescission of paragraph 36.15(6)“c” would eliminate widespread confusion regarding “open gyms.” Additionally, paragraphs “a” and “b” of subrule 36.15(6) sufficiently address all elements of paragraph “c,” with the exception of the requirement that notice of “open gym” be posted on the general student information bulletin board and be signed or initialed by a school administrator other than the coach supervising the open gym, a matter that is better left to the discretion of local school administrators.

An agencywide waiver provision is provided in 281—Chapter 4.

Interested individuals may make written comments on the proposed amendment on or before January 4, 2011, at 4:30 p.m. Comments on the proposed amendment should be directed to Carol Greta, Office of the Director, Iowa Department of Education, Second Floor, Grimes State Office Building, Des Moines, Iowa 50319-0146; telephone (515)281-8661; E-mail carol.greta@iowa.gov; or fax (515)281-4122.

This amendment is intended to implement Iowa Code section 280.13.

The following amendment is proposed.

Rescind paragraph **36.15(6)“c.”**